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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

22390 U.S.PTO
10/766987

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
11998.18USC3	600	037000	N. VENIAMINOV	3736

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV322884385US
 Date of Deposit: January 28, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Teresa Anderson
 Name: Teresa Anderson

CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. 10/226,580, filed on August 23, 2002 entitled DELIVERY OF CARDIAC CONSTRAINT JACKET by the following inventor(s):

Full Name Of Inventor	Family Name VANDEN HOEK	First Given Name JOHN	Second Given Name C.
Residence & Citizenship	City ELK RIVER	State or Foreign Country MINNESOTA	Country of Citizenship USA
Post Office Address	Post Office Address 11473 199TH AVENUE	City ELK RIVER	State & Zip Code/Country MINNESOTA 55330/USA
Full Name Of Inventor	Family Name RIVERS	First Given Name JODY	Second Given Name L.
Residence & Citizenship	City MILLE LAC	State or Foreign Country MINNESOTA	Country of Citizenship USA
Post Office Address	Post Office Address 5879 185TH STREET	City MILLE LAC	State & Zip Code/Country MINNESOTA 56353/USA

- Enclosed is a copy of the prior application; including the specification, claims, drawings, a signed oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 19 pages of specification, 20 claims, 1 page of abstract, 11 sheets of drawings, and 4 pages of oath or declaration.
- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

2. Cancel original claims of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

3. The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA		RATE	Fee
TOTAL CLAIMS: 20	0	x	\$9.00	0.00
INDEPENDENT CLAIMS 2	0	x	\$43.00	0.00
			BASIC FILING FEE:	\$385.00
			TOTAL FILING FEE:	\$385.00

Small entity status is claimed pursuant to 37 CFR 1.27.

4. Payment of fees:
 Attached is a check in the amount of \$385.00
 Please charge Deposit Account No. 13-2725.

5. The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.

6. Amend the specification by inserting before the first line of the first page the paragraph:

"This application is a continuation of application Serial No. 10/226,580, filed August 23, 2002, which is a continuation of application Serial No. 09/921,475, filed August 3, 2001, now U.S. Patent No. 6,579,226, which is a continuation of application Serial No. 09/483,567, filed January 14, 2000, now U.S. Patent No. 6,293,906, which application(s) are incorporated herein by reference."

7. A set of formal drawings (11 sheets) is enclosed.

8. Priority of application Serial No. , filed on in , is claimed under 35 U.S.C. 119.
 The certified copy has been filed in prior application Serial No. , filed .

9. The prior application is assigned of record to Acorn Cardiovascular, Inc. located at St. Paul, Minnesota.

10. The Power of Attorney in the prior application is to:

Merchant & Gould P.C.
Minneapolis, MN 55402-2215

11. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
 Fee for excess claims is attached.

12. A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.

13. The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:

14. A Nonpublication Request under 37 CFR 1.213(a) is enclosed.

15. Also Enclosed: Information Disclosure Statement and PTO Form 1449

16. Address all future communications to the **Attention of Anna M. Nelson** (may only be completed by attorney or agent of record) at the address below.

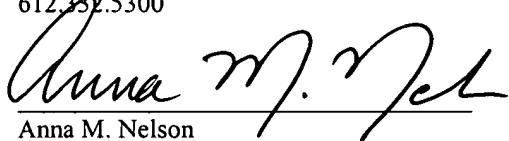
17. A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

34379
PATENT TRADEMARK OFFICE

Date: January 28, 2004



Anna M. Nelson
Reg. No. 48,935
ANelson:PLStdM